

SEAP Meeting February 13, 2013

Hampton Inn, Downtown Boise

Meeting Minutes:

Welcome and Introductions: SEAP Chair, Amanda Holloway

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SDE Update: Rich

- Change – Lester Wyer is sick and will not be able to present so Rich will take on presenting on Federal Funding.
- Rich discussed SDE reorganizations
- Amanda shared briefly about the draft Senate Bill No. 1056;
 - Amanda will be leaving the meeting early in order to testify at the Senate Education hearing this afternoon.
 - The group had some discussions about the potential for significant unintended consequences of the bill which would essentially expel any student who had been adjudicated guilty of particular crimes where there is time served (misdemeanor or felony).
- Rich discussed the ESEA Waiver that has been approved since SEAPs last meeting
 - Amanda asked if we could have a presentation on the Waiver at some point (put in action items)
- Rich – OCR report that was published. If something is offered to all students, folks need to get used to the fact that all students need to have access and opportunity.
 - High School athletic association have had questions
 - Correlation to private clubs and other groups has brought some question
 - Memo did mention entities outside of K-12 education however
 - What are the implications of this?
 - The concern and barrier is that schools would potentially not offer activities that they could not provide support for particular students
- Rich – working on contracts with ISDB, Health and Welfare and Vocational Rehab
 - Some of this has to do with school based services, Medicaid billing, dispute resolution etc.
 - H&W has contracted out some other services with an organization called HMS who will be providing services.
 - Amanda Pena, DHW representative, asked about how some of the new plan proposals will impact students and schools related to school based services.
- Rich discussed information presented to State Directors of Special Education yesterday from the organization above OSEP (Department of Rehabilitation?) related to parent consent to access services.

- This is essentially a one-time consent from parents that would last forever. The concern is that schools may essentially be able to make decisions without having to get additional consent from parents. The other question is how would parents rescind that consent. This is a consent to evaluate and provide services.
 - Written notification would have to happen annually. The Panel will need additional information about this later for clarification
 - There was a question if this could be an addition to the Procedural Safeguards
 - There was concern as to who would take responsibility and when it would occur. If it would be the responsibility of the SPED Director or teacher, there might not be good coherence but if it was a part of the IEP meeting it might happen more effectively.

Federal Funding, Part B Application: Rich presenting on behalf of Lester

- Rich discussed State Maintenance of Effort (Maintenance of Fiscal Support); there has been a new interpretation of State MOE
 - Looking at what it means for there to be an individual line item for serving students with disabilities
 - Corrections, DWH, Voc Rehab and Juvenile Corrections
 - Seems this would take an act of the legislature to cause these agencies to have a line item specific to serving those with disabilities; this is because serving populations with disabilities is simply a part of the services provided by these specific agencies.
 - Rich discussed a portion of the law that has something related to a zero
 - Florida seems to have a similar issue and our Western Regional Resource Office indicated Idaho should talk to Florida.
 - This is a significant issue because two states have had significant financial repercussions for not being able to show MOE and subsequently were fined millions of dollars; South Carolina and New Mexico (\$92 million)
 - Idaho does have a difference in our MOE; \$2.5 million would potentially have to be given back; this is something we have been working hard to ensure this would not ever happen
 - There is a one-time waiver that states can apply for which would protect against having to give funds back.
- Fiscal cliff question from Keith – For now there is a delay until March 1st, new deadline
 - It is very likely sequestration will happen, it's a matter of how much it will be.
 - Potentially \$2.4 million for SPED services
 - It is likely that SPED would have to pull general education funds to ensure MOE for services
 - IPUL is in a very challenging situation with regard to funding and the children's Medicaid redesign. They are required to provide services and information to families but their extended grant funding will run out on May 1st and could have some significant issues

until funding is worked out as the Medicaid redesign will be in full swing, supposedly, as of July 1.

SPP/SPR FFY Submission Review: Richard O'Dell

- Richard, Alison and Rich shared data related to each of the Indicators. See attached PPT.

TAESE Contract for Indicator 8 and 14: Richard H. Richard O'Dell, Alison Lowenthal

- Alison discussed Secondary transition information related to indicator 14 and a new partnership with NSTTAC National Secondary Transition Technical Assistance Center related to secondary transitions. Some of this will be geared toward results based accountability and a survey provided to students.
- Tools for Life Conference is in Boise this year March 7th and 8th at the Riverside. They are doing a "My Business Expo" from 4-8 pm. This is a session where people who own their own businesses around the state and have disabilities. They will be sharing information with youth and there will also be a parent night. Vendors will be selling things and sharing information on owning businesses etc.
- The SDE will be working to contract and partner with TAESE for these Indicators, 8 and 14, to help develop tools and research data
- The Panel made a motion to support the SDE's initiative to engage in a contractual relationship with TAESE to help develop better surveys and gather data for Indicators 8 and 14.
 - Angela Lindig made a motion to support the contract with TAESE.
 - Brian Darcy seconded the motion.
 - The vote in support of the contract with TAESE was unanimous.

Dispute Resolution: Melanie Reese

- Melanie shared data related to the Dispute Resolution Indicators. See the PPT Melanie provided.

NDLD and IASEA Conference: Richard H.

- Rich discussed the upcoming conferences; IASEA Conference in March 2013, (4th and 5th) in Boise at the Riverside Hotel.
- NDLD Conference will be paired with CEC Conference in Sun Valley in October 2013 during the teacher in-service dates.

2013 SPED Manual: Richard Henderson, Richard O'Dell, Alison Lowenthal

- SDE will be working on rewriting the Manual as various parts of the manual are out of compliance. Various members of the SPED team are currently working on writing portions of

the Manual and will have a preliminary draft within the next couple weeks. For the next SEAP meeting, the panel will have an opportunity to review the changes and provide feedback.

Nick Smith – Chief Deputy

- Nick came to meet and thank the panel and spent time discussing the ESEA Waiver. He shared some of the changes that were made over the course of the draft and then approval. There will be a PPT presentation that will be shared with the panel that Nick had presented.
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SPDG 2013 Project: Matt and Adria

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Working Lunch: SEAP Executive Committee

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Review of morning discussion:

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Member Reports:

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Breakouts and Committee Meetings:

- *Communications*
 - 5 issues, three vacancies and need to fill those on our panel
 - Adult corrections, self advocate and foster care
 - How to get info out to parents
 - SEAP site and training for procedural safeguard
 - Better notification for when and where our meetings are and particular times for them to share and guidelines for sharing
 - More basic info to parents regarding students with disabilities; connect to resources,
 - Add to the ITC PLC so teachers and others could go along with providing information to parents and others in the community
- *Research and Data*
 - Keith will be the lead for the group
 - Go out and get data needed for decisions or critical issues, make requests to SDE, analyze and
 - Get a better understanding of ISEE process, how data is gathered, why is it dirty?
 - Also, 504's are not being tracked, would like to see them being tracked. Makes for a much more fluid transition to postsecondary ed

- Growth measurement; how is data collected, calculated, how will it be rolled out etc.
- Transitions – 8 indicators within Indicator 13; would like more information as to what percentage of the issues are similar and why they all seem to be the same few indicators within the indicator that are common
- *Policy and Legislative:*
 - There is a need to look at the Task Force for Education and decisions that are being made, information that is being considered for the future of education
 - Discussed that there does not appear to be anyone on the Task Force that is representing Special Education Interests
 - The Panel may want to consider making a recommendation that they consider special education interests and needs
- *Parent Survey*
 - Large focus put on putting out some of the results of the parent surveys. This info is not going out to parents or anyone other than districts
 - Going to be looking at changing some of the questions; some seem to be encouraging more negative responses
 - They are going to contact TAEE to identify what other states are using
 - What questions must be asked? Would IPUL or others be able to contact some of the parents to ensure higher response rates?
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Future Meetings:

- We had to skip a meeting in November and would like to identify a date we can meeting again before the end of the year.
- We agreed to move our next meeting to April 16th and have another meeting on May 20th.
- The Executive Committee Meeting will also be rescheduled to June 4th.

Action Items / Follow-up:

- Have Nick come and present on the Waiver and what it means to all students and those with disabilities
- Rich will need to update the panel on one-time consent that he discussed; for
- Identify a timeline for the SPED Manual Rewrite and a time to share with Panel about the changes. We will need to send out a copy so the panel will be prepared to provide feedback?
- Share a copy of Nick's ESEA Waiver PPT with the panel
- Adjust the meeting dates for the rest of the year; we have cancelled the meeting on April 23 and moved to April 16. We will also meet on May 20th. The Executive Committee will be meeting on June 4th to work on the Annual Report and plan for 2013-2014